

## DECLARATORY

Improvement Res. No. 1063-1961

For the Condemnation of a permanent right of way for sewer and drainage and utility purposes across parts of Lots 2 to 9 inclusive and lots 30 to 33 inclusive in J. H. Feichter's Garden View Addition to the City of Fort Wayne, Indiana, being situated in the Southwest  $\frac{1}{4}$  of Section 32 and the Southeast  $\frac{1}{4}$  of Section 31, in Township 31 North, Range 13 East, all in Allen County, Indiana.

## Resolution Adopted:

September 18, 1961

## Confirmed:

Oct. 19, 1961

## Bids Received:

## Contract Awarded:

## Contract and Bond:

## Contractor:

## Reported Completed:

## Assessment Roll Confirmed:

Nov. 9, 1961

1063

## DECLARATORY RESOLUTION NO. 1063-1961

For the Condemnation of a permanent right of way for sewer and drainage and utility purposes across parts of Lots 2 to 9 inclusive and lots 30 to 33 inclusive in J. H. Feichter's Garden View Addition to the City of Fort Wayne, Indiana, being situated in the Southwest  $\frac{1}{4}$  of Section 32 and the Southeast  $\frac{1}{4}$  of Section 31, in Township 31 North, Range 13 East, all in Allen County, Indiana.

## PLANS ORDERED:

ADOPTED:

Sept. 18, 1961

ADVERTISE NOTICE TO PROPERTY OWNERS: Sept. 21 &amp; 28, 1961

HEARING ON CONFIRMATION: Thurs., Oct. 19, 1961, 3:30 p.m.

CONFIRMED:

Oct. 19, 1961

ASSESSMENT ROLL ORDERED:

Oct. 19, 1961

ASSESSMENT ROLL APPROVED:

Oct. 26, 1961

HEARING ON CONFIRMATION

OF ASSESSMENT ROLL: Thurs., Nov. 9, 1961, 3:30 p. m.

NOTICE SERVED:

Oct. 27, 1961

ASSESSMENT ROLL CONFIRMED:

Nov. 9, 1961



For the Condemnation of a permanent right of way for sewer and drainage and utility purposes across parts of

Lots 2 to 9 inclusive and lots 30 to 33 inclusive in J. H. Feichter's Garden View Addition to the City of Fort Wayne, Indiana, being situated in the Southwest  $\frac{1}{4}$  of section 32 and the Southeast  $\frac{1}{4}$  of Section 31, in Township 31 North, Range 13 East, all in Allen County, Indiana.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to condemn a permanent right of way for sewer and drainage and utility purposes across a strip of land 50 feet in width located 25 feet on each side of the following described centerline:

Beginning at a point on the South line of East State Boulevard 25 feet West of the Northeast corner of lot 30 in J. H. Feichter's Garden View Addition to the City of Fort Wayne, Indiana; thence South 11 degrees, 30 minutes West, 338.5 feet to a point; thence South 37 degrees, 55 minutes West, 648.5 feet to a point; thence due South 455 feet to a point; thence South 34 degrees, 57 minutes West, 243 feet to a point; thence South 69 degrees, 43 minutes West, 319 feet to a point; thence South 20 degrees, 02 minutes West, 194 feet to a point; thence South 60 degrees, 57 minutes West, 169 feet to a point; thence South 68 degrees, 12 minutes West, 393 feet to a point, said point being the end of said centerline.

All as shown by a plan of such proposed Condemnation of right of way for utility purposes as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana

The cost of said Condemnation of right of way for utility purposes shall be assessed against the property beneficially affected thereby.

The property which may be injuriously or beneficially affected by such Condemnation of right of way for sewer and drainage and utility purposes is described as follows:

Lots 2 to 9 inclusive and lots 30 to 33 inclusive in J. H. Feichter's Garden View Addition to the City of Fort Wayne, Indiana, being situated in the Southwest  $\frac{1}{4}$  of Section 32 and the Southeast  $\frac{1}{4}$  of Section 31, in Township 31 North, Range 13 East, all in Allen County, Indiana.

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

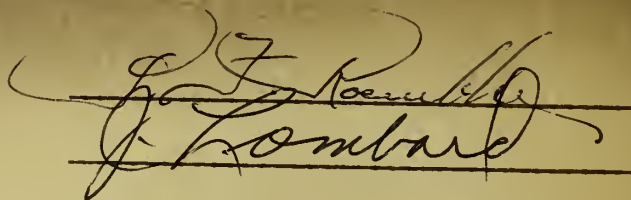
Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5) % per annum. Under no circumstances shall the City of Fort Wayne, Indiana be or be held responsible for any sum or sums due from the said property owner or owners, or for the payment of any bond or bonds, except for such moneys as shall have been actually received by the City from the assessments for such property damages as said City is by said above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

The vacation of the above described property shall be subject to an easement for the use of the City of Fort Wayne, Indiana, for the construction and maintenance of sewers, drainage, and utility purposes.

1063

All streets, lots and lands affected by the above described condemnations are situated in the Southwest  $\frac{1}{4}$  of section 32 and the Southeast  $\frac{1}{4}$  of section 31, in Township 31 North, Range 13 East, and lying wholly within the corporate limits of the City of Fort Wayne, Indiana.

ADOPTED THIS 18 DAY OF September 1961

  
J. F. Lombard

BOARD OF PUBLIC WORKS

ATTEST:

\_\_\_\_\_  
CLERK



STATE

BLVD.

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ADD.

RAY HARRIS

LAVERNE AVE.

J.H. FEICHTER'S

GARDEN VIEW ADD.

1

2

3

4

5

6

7

8

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12

LAKE AVE.

S.LINE SECTION 31  
N.LINE SECTION 6

MAYCREST

TILDEN

COLUMBIA

WHITE OAK DR.

CATHOLIC  
CEMETERY

DECLARATORY RESOLUTION

NO. 1063

FOR SEWER EASEMENT &  
UTILITY PURPOSES

PERMANENT EASEMENTS  
TO BE ACQUIRED

SCALE 1" = 300' APPROX.

5-9-61

A.R.B

OFFICE OF  
BOARD OF PUBLIC WORKS



FORT WAYNE 2, INDIANA

43-300-1

B. O. 147-'61

Date Oct. 19, 1961

To City Engineer

Subject Declaratory 1063-1961 Sewer easement

Prepare Assessment Roll of Benefits \$1.00 and Damages \$1.00.

Paul F. Roembke  
H. N. Clauss  
Berkeley Ward  
BOARD OF PUBLIC WORKS

ic  
attach Res. & P. O. List  
cc: Mayor Burns

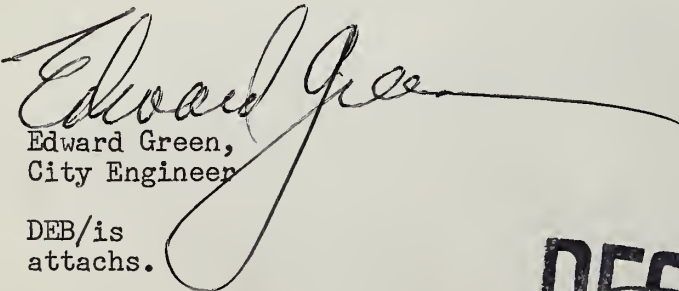
Signed \_\_\_\_\_

Reply: 43-313-10

October 25, 1961

Assessment Roll of Benefits and Damages completed and attached.

NOTED  
☒ P.F.R.  
☒ H.N.C.  
☒ B.W.  
Date 10/26/61

  
Edward Green,  
City Engineer  
  
DEB/is  
attaches.

RECEIVED  
OCT 25 1961  
RECEIVED

Signed \_\_\_\_\_

ENGINEERING  
DEPT. OF STREETS

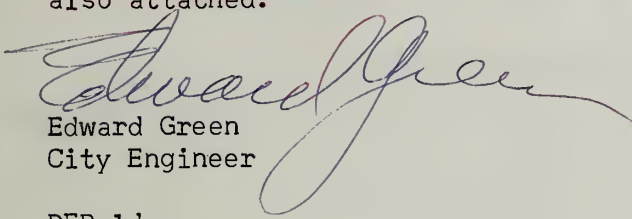
DATE September 12, 1961

TO: BOARD OF PUBLIC WORKS

SUBJECT:

Declaratory Resolution No. 1063-1961, which provides for the condemnation of right of way for sewer easement purposes in connection with Main Sewer Resolution No. 134-1961, is completed and attached.

Please notify this office what Board Order Number is assigned to this resolution. Drawings and property ownership list are also attached.

  
Edward Green  
City Engineer

DEB:ld  
attachs.  
cc: Mayor Burns

NOTED

☒ P.F.R.  
☒ J.D.L.  
☐ B.W.

Date 9/18/61

0 147

RECEIVED  
SEP 13 1961  
RECEIVED

1063



# NOTICE OF IMPROVEMENT

## OFFICE BOARD OF PUBLIC WORKS

Fort Wayne, Indiana, ..... **October 6, 1961** .....

**1063**

To.....

You are hereby notified that the Board of Public Works, of the City of Fort Wayne, Indiana, did  
pass Improvement <sup>Declaratory</sup> Resolution No. **1063-1961**  
providing for the **Condemnation of right of way for sewer easement purposes in connection**  
with **main sewer resolution No. 134-1961.**

All work to be done under aforementioned Improvement Resolution shall be in accordance with the detailed plans, profile and specifications which are now on file and may be seen in the office of the Board of Public Works.

**Thursday, October 19, 1961 at 3:30 p.m.**

The Board has fixed.....  
a date and time when they will hear and consider objections or remonstrances from all persons whose property will be affected by the proposed improvement.

You are hereby notified that

is subject to assessment for said proposed improvement under the Improvement Laws passed by the General Assembly of the State of Indiana, March 6, 1905, and under all acts amendatory thereto and supplemental thereof.

**BOARD OF PUBLIC WORKS**



## DECLARATORY

**Improvement Resolution No. 1063-1961** For THE CONDEMNATION OF RIGHT-OF-WAY FOR SEWER EASEMENT  
PURPOSES IN CONNECTION WITH MAIN SEWER RESOLUTION NO. 134-1961

	OWNER'S NAME	ADDRESS	R. P. O.	NUMBER OF			DESCRIPTION
				LOT	BLOCK	O. L.	
1	HYDE, STEWART & EFFIE	3722 <del>North</del> Ave.		2			FEICHTERS GARDEN VIEW ADD
2	COLLIGAN, JOSEPH P. & MARIE F.	3722 Lake		3	Exc. S. 270' of W. 82'		"
3	" " "	" "		4			"
4	" " "	" "		5			"
5*	BRESSLER, ALBERT J. & EMMA J	321 "		6			"
6	FEICHTER, JACOB H. & LUCILLE	3327 Lake		7			"
7	" " "	" "		8			"
8	" " "	" "		9			"
9*	ROMINE, CLARA	3316 E. 1st		33	Exc. N. 523' of E. 82.5'		"
10	TIPPMANN, LAWRENCE E. & MARY L.	3406 E. State		32			"
11	SURFACE, CONN E. & A WINIFRED	3430 E. State		31	E 1/2		"
12	ZEMEN, STEVE A. & HELEN L.	3424 E. State		31	W 1/2		"
13	HENRY, GERALD PAUL & MARY ELLEN	3504 E. State		30	R. N. of E		"
14					FOREST AVE. EXT. EX.		
15					S. 173'		
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60	NOTICES MAILED OR SERVED						
61	October 6, 1961						
62	By <u>Beryl Kelling</u>						
63	N. To R. O.						
64							
65							
TOTAL							

NOTICES MAILED OR SERVED

October 6, 1961

By Beryl Kelling

N. To R. O.

1063, 9-8-61

